IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI

Shane V. Hill #1153001 (full name) (Register No). 609 E. Pence Rd. WMCC Cameron, MO. 64429-8823 Plaintiff(s).	17-3096-CV-S-MDH-P
v.	Case No. 6-15-CV-03245-MDH
Garrett Lukenbill, Leon Dwerlkotte. (Full name) Cedar County Missouri, Cedar County Sheriff and Cedar County Jail. Defendant(s).	Defendants are sued in their (check one): ____ Individual Capacity ____ Official Capacity X Both

COMPLAINT UNDER THE CIVIL RIGHTS ACT OF 42 U.S.C. § 1983

I. Place of present confinement of plaintiff(s): Western Missouri Correctional Center, 609 E. Pence Rd., Cameron, MO. 64429-8823

II. Parties to this civil action:
Please give your commitment name and any another name(s) you have used while incarcerated.

A. Plaintiff Shane V. Hill Register No. #1153001
Address 609 E. Pence Rd., Western Missouri Correctional Center, Cameron, MO. 64429-8823

B. Defendant Garrett Lukenbill, Leon Dwerlkotte. (Cedar Co. Sheriff, Cedar Co. Jailer).
Is employed as Cedar Co. Sheriff, Cedar Co. Jail.

For additional plaintiffs or defendants, provide above information in same format on a separate page.

III. Do your claims involve medical treatment? Yes X No ___

IV. Do you request a jury trial? Yes X No ___

V. Do you request money damages? Yes X No ___

State the amount claimed? $ 500,000/500,000(actual/punitive)

VI. Are the wrongs alleged in your complaint continuing to occur? Yes X No ___

VII. Grievance procedures:

A. Does your institution have an administrative or grievance procedure?
Yes X No ___

B. Have the claims in this case been presented through an administrative or grievance procedure within the institution? Yes ___ No X

C. If a grievance was filed, state the date your claims were presented, how they were presented, and the result of that procedure. (Attach a copy of the final result.)

___

D. If you have not filed a grievance, state the reasons.
I was denied due process due to Cedar Co. Sheriff's Dept. abandoning me at the hospital on [redacted], 2013. Could not get grievance forms.
Nov, 23

VIII. Previous civil actions:

A. Have you begun other cases in state or federal courts dealing with the same facts involved in this case? Yes X No ___

B. Have you begun other cases in state or federal courts relating to the conditions of or treatment while incarcerated? Yes X No ___

C. If your answer is "Yes," to either of the above questions, provide the following information for each case.

(1) Style: Shane V. Hill -- Garrett Lukenbill & Leon Dwerlkotte
(Plaintiff) (Defendant)

(2) Date filed: Please refer to case number (6-15-CV-03245-MDH)

(3) Court where filed: United States District Court, Western District of MO.

(4) Case Number and citation: 6-15-CV-03245-MDH

(5) Basic claim made: Deliberate Indifference to Serious Medical Needs.

(6) Date of disposition: Refer to case Number (6-15-CV-03245-MDH)

(7) Disposition: Dismissed by Plaintiffs Attorney without Plaintiffs knowledge.
(Pending) (on appeal) (resolved)

(8) If resolved, state whether for: Refer to case number (6-15-CV-03245-MDH)
(Plaintiff or Defendant)

For additional cases, provide the above information in the same format on a separate page.

IX. Statement of claim:

A. State here as briefly as possible the facts of your claim. Describe how each named defendant is involved. Include the names of other persons involved, dates and places. Describe specifically the injuries incurred. Do not give legal arguments or cite cases or statutes. You may do that in Item "B" below. If you allege related claims, number and set forth each claim in a separate paragraph. Use as much space as you need to state the facts. Attach extra sheets, if necessary. Unrelated separate claims should be raised in a separate civil action.

SEE ATTACHMENT LABELED "STATEMENT OF CLAIM"

B. State briefly your legal theory or cite appropriate authority:

SEE ATTACHMENT LABELED "MY LEGAL THEORIE"

(STATEMENT OF CLAIM)

ON 10/18/13 I WAS TRANSFERRED FROM JACKSON COUNTY JAIL INTO CEDAR COUNTY SHERIFF'S DEPT. CUSTODY. WHEN I WAS TRANSFERRED INTO THIER CUSTODY, I WAS IN POSSESSION OF NO MEDICATIONS. BETWEEN THE DATES OF 10/18/13 AND 10/24/13, I REQUESTED FOR GARRETT LUKENBILL TO CALL MY PSYCHIATRIST AND ASK HIM TO HAVE MY MEDICATIONS FILLED. GARRETT LUKENBILL GOT SHERIFF LEON DWERLKOTTES PERMISSION TO CALL MY PSYCHIATRIST. MY MEDICATIONS WERE CALLED INTO WOODS PHARMACY IN STOCKTON, MO. ON 10/24/13, AND THE MEDICATIONS WERE PICKED UP BY AN EMPLOYEE OF CEDAR COUNTY SHERIFFS DEPT. ON 10/25/13. KNOWING THAT I HAD BEEN INCARCERATED FOR AN EXTENDED PERIOD OF TIME BEFORE I CAME INTO THIER CUSTODY AND NOT TAKING THE MEDICATIONS, GARRETT LUKENBILL NOR LEON DWERLKOTTE MADE NO ATTEMPT TO CONSULT A DR. BEFORE DESTRIBUTING THE MEDICATIONS TO ME. AS A RESULT FROM THE DATES OF 10/25/13 THROUGH 11/23/13 WHEN I HAD SEIZURES AND FELL APPROXIMATELY 5.5 FT. FROM MY TOP BUNK AND INJURED MY BACK THAT WAS CAUSED BY THE SHERRIFF LEON DWERLKOTTE AND GARRETT LUKENBILL DISCONTINUEING MY MEDICATION AFTER ONLY GIVING ME 20 OUT OF 30 DAY SUPPLY WITHOUT CONSULTING A DOCTOR, I WAS IN A COMPLETELY INEBRIATED AND INCAPACITATED STATE FOR WHICH I ALSO NEVER RECIEVED ANY MEDICAL ATTENTION FOR. ON OR ABOUT 11-11-13 WHEN GARRETT LUKENBILL HAD TOLD ME THAT MY MEDICATIONS HAD "RUN OUT", I MADE AN ATTEMPT TO HAVE HIM CALL MY PSYCHIATRIST TO HAVE THE MEDICATIONS REFILLED WHICH WAS DENIED. AFTER A FEW DAYS OF NOT TAKING THE MEDICATIONS I STARTED TO FEEL ILL AND I DID NOT EAT WHICH LASTED UNTIL 11/23/13. ON 11/23/13 I WAS TRANSFERRED BY AMBULANCE FROM CEDAR COUNTY JAIL TO CITIZENS MEMORIAL HOSPITAL IN BOLIVAR MO. WHERE I WAS TREATED FOR A CERVICAL SPINE STRAIN AND NON-EPILEPTIC SEIZURES. WHILE STILL IN THE HOSPITAL I WAS RELEASED FROM

CEDAR COUNTY CUSTODY AND ABANDONED BY THE DEPUTY SENT TO ESCORT ME. I WAS THEREFORE STRANDED APPROXIMATLY 100 MILES FROM HOME, PLEASE REFER TO CASE NUMBER "6-15-CV-03245" FOR FURTHER DETAILS OF MY CLAIM.

"MY LEGAL THEORIE"

(1). CEDAR COUNTY EMPLOYEE'S, SHERIFF LEON DWERLKOTTE AND HEAD JAILOR GARRETT LUKENBILL'S INTENTIONAL OR UNINTENTIONAL ABILITY TO KEEP ADEQUATE AND ACCURATE MEDICAL RECORDS CAN AND DID RESULT IN UNNECESSARY AND WANTON MENTAL DISTRESS AND INJURY. (MORALES FELICIANO V. CALDERON SIERRA, 300 F. SUPP. 2.D 321, 341 (D.P.R. 2004).

(2) KNOWING I WAS IN AN ENEBRIATED STATE FROM 10/25/13 THROUGH 11/23/13, AT NO POINT DID SHERIFF LEON DWERLKOTTE OR HEAD JAILOR GARRETT LUKENBILL GET ME MEDICAL ATTENTION. (SPANN V. ROPER, 453 F.3D 1007, 1008-09 (8TH CIR. 2006). (SEPULVEDA V. RAMIREZ, 967 F.2D 1413, 1416 (9TH CIR. 1992).

(3). SHERIFF LEON DWERLKOTTE AND HEAD JAILOR GARRETT LUKENBILL MADE THE DECISION TO DISCONTINUE MY MEDICATIONS ABRUPTLY AND WITHOUT JUSTIFICATION. (WALDROP V. EVANS, 871 F.2D 1030, 1033 (11TH CIR.) REHEARING DENIED, 880 F.2D 421 (11TH CIR. 1989). (SMITH V. JENKINS, 919 F.2D 90, 93 (8TH CIR. 1990).

(4). I WAS DENIED DUE PROCESS WHEN I WAS ABANDONED BY CEDAR COUNTY SHERIFF'S DEPARTMENT AT CITIZENS MEMORIAL HOSPITAL IN BOLIVAR MO. ON 11/23/13.

(5). CONSISTANT AND REPEATED FAILURES IN SHERIFF LEON DWERLKOTTE AND HEAD JAILOR GARRETT LUKENBILL'S ACTIONS AND INACTIONS AND REPEATED LAPSES IN JUDGEMENT RESULTS AND ESTABLISHES A CLAIM OF DELIBERATE INDIFFERANCE. (LANGLEY V. COUGHLIN, 715 F. SUPP. 522, 537-41 (S.D.N.Y 1988)

X. Relief: State briefly exactly what you want the court to do for you. Make no legal arguments.
I would like the Court to grant me relief in the form of money, damages for the injurys, pain and suffering, mentally and physically. I suffered in the hands of Cedar Co. Sheriff's Dept. and thereafter, or appeal the dismissal of case number (6-15-CV-03245-MDH).

XI. Counsel:

A. If someone other than a lawyer is assisting you in preparing this case, state the person's name. N/A

B. Have you made any effort to contact a private lawyer to determine if he or she would represent you in this civil action? Yes X No ____

If your answer is "Yes," state the names(s) and address(es) of each lawyer contacted.
Richard Johnson, refer to case No.# (6-15-CV-03245-MDH) for Attorney's address.

C. Have you previously had a lawyer representing you in a civil action in this court?
Yes X No ____

If your answer is "Yes," state the name and address of the lawyer.
Richard Johnson, refer to case number (6-15-CV-03245-MDH) for address.
Case was dismissed by Attn. Richard Johnson without my knowledge.

I declare under penalty of perjury that the foregoing is true and correct.

Executed (signed) this 23 day of MARCH 2017.

Shane Hill
Signature(s) of Plaintiff(s)

Brenda France
BRENDA FRANCE
Notary Public - Notary Seal
State of Missouri
Commissioned for Clinton County
My Commission Expires: October 29, 2019
Commission Number: 11248968

SHANE HILL 1153001 H.U. 7C 128
WESTERN MISSOURI CORRECTIONAL CENTER
609 E. PENCE RD.
CAMERON, MO. 64429

CLERK US DIST COURT
WEST DIST OF MO
KANSAS CITY MO

MAILED FROM
WESTERN MISSOURI
CORRECTIONAL CENTER

CLERKS OFFICE
UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MISSOURI
1510 WHITTAKER COURTHOUSE
400 E. NINTH STREET
KANSAS CITY, MO. 64106